

**AGENDA
FOR THE MEETING OF THE
BOARD OF LAND AND NATURAL RESOURCES**

DATE: FRIDAY, JANUARY 28, 2005
TIME: 9:00 A.M.
PLACE: KALANIMOKU BUILDING
LAND BOARD CONFERENCE ROOM 132
1151 PUNCHBOWL STREET
HONOLULU, HAWAII 96813

A. MINUTES

1. January 13, 2005
2. January 14, 2005

C. FORESTRY AND WILDLIFE

1. Mutual Agreement Between the Division of Forestry and Wildlife and the Counties of Kauai, Maui, Hawaii, and the City and County of Honolulu.
2. Establishment of a Statewide Forest Product Fee Schedule for resources sold from lands managed by the Division of Forestry and Wildlife.
3. Request for Approval of Contract with Medallion Hawaiian Hardwoods to provide professional services for the federally funded Rural Development Program for the Division of Forestry and Wildlife.
4. Request to Make Amendments to Four Forest Stewardship Contracts.
5. Continuation and Amendment of Timber Land License No. H-101 held by Tradewinds Forest Products, LLC.

D. LAND DIVISION

1. Amend Prior Board Action of November 5, 2003, Agenda Item D-3, Issuance of Direct Lease to Black Pearls, Inc., dba Kona Blue Water Farms for Mariculture Purposes, Kalaloe, North Kona, Hawaii, TMK: 7-3-43: seaward of Kalaloe.
2. Acquisition of Private Lands and Set Aside to Department of Land and Natural Resources, Division of State Parks, Holualoe, North Kona, Island of Hawaii, TMK: (3) 7-7-04:26.
3. Re-submittal – Sale of Remnant to Carol A. Plummer and Jerry Plummer, Ooala, North Hilo, Hawaii, TMK: (3) 4-1-03: Portion of Remnant 2.

4. Cancellation of Revocable Permit Nos. S-4241 & S-5828 to Spencer K. Schutte and Issuance of Month-to-Month Revocable Permit to Louella N. Schutte for Pasture Purposes; Waimea, South Kohala, Hawaii, TMK: (3) 6-4-31:7, 9 & 10 (Formerly 3rd/ 6-4-02:20, 145 & 146).
5. Consent to Assign General Lease No. S-3162, Scott Hayashi, Personal Representative of the Estate of Hiroo Hayashi, Deceased, and the Sakaitani Family Trust, Assignor, to Scott Hayashi and Lance Hayashi, and the Sakaitani Family Trust, Assignee, Waiakea, South Hilo, Hawaii, TMK: (3) 2-1-07:28.
6. Appointment and Selection of a Hearing Officer to Conduct Hearings for Petitions for a Contested Case Hearing. Petition Contesting the BLNR's Proposed Sale of 65-year Lease at Public Auction of Water Rights for the Use of the "Blue Hole" Diversion and Portions of a Water Transmission System, Lihue-Koloa Forest Reserve (Wailua Section), Wailua, Lihue, Kauai, TMK: (4) 3-9-1:01 & (4) 3-8-01:1 for Hydropower General (Non-Polluting and Non-Consumptive Use).
7. Grant of Perpetual, Non-Exclusive Easement to Maui Electric Company, Limited and Verizon Hawaii Inc. for Utility Purposes and Issuance of a Construction Right-of-Entry, Makawao, Maui, TMK: (2) 2-9-3:portion of 8.
8. Grant of 55-Year Term, Non-Exclusive Easement to Kauilani LLC for Seawall Purposes, Honolulu, Oahu, TMK: (1) 3-6-02:02, seaward.
9. Issuance of Direct Lease to Sevath Tanaka for Private, Non-Commercial Pier Purposes, Kaneohe, Oahu, TMK: (1) 4-5-01:39 seaward.
10. Issuance of Patent in Confirmation of Land Commission Award No. 8750 to Kauleokeahi, situate at Kamaoa, District of Kau, Island of Hawaii, TMK: (3) 9-3-03:12 and 13.
11. Consent to Assign Lease of Non-Exclusive Easement S-5202, Gabriel Ruiz Baltazar, Assignor, to Marlene E. Ress, Assignee, Situated at Kaalaea, Kooalupoko, Oahu, TMK: 4-7-16:61 seaward.
12. Permission to Hire Consultant for Mana Quarry Industrial Park Project.
13. Appointment and Selection of Hearing Officer to Conduct all Hearings for a Contested Case Hearing. Civil No. 95-0132: Michael Edward Miller, et al., Plaintiffs vs Waioli Corporation, et al., Defendants. By Order of the Circuit Court of the Fifth Circuit, issued December 27, 2004 Directing the State of Hawaii to Provide Plaintiffs with a Contested Case Hearing in the Matter of Plaintiffs' Appeal of the Board of Land and Natural Resources' Decision, at its July 10, 1998 Meeting, under agenda Item D-5, to Deny Plaintiff's Request for an Access and Utility Easement in favor of Plaintiffs' Landlocked Property located in Waioli, Hanalei, Kauai, TMK: (4) 5-5-08:17.

14. Rescind Prior Board Action – Approval of Water System Transfer Agreement and Issuance of Revocable Permit for Access and Utility Purposes to City and County of Honolulu, Board of Water Supply on lands encumbered by Executive Order No. 1020, Waimano, Ewa, Oahu, TMK: (1) 9-7-25:por. 01.
15. Issuance of Revocable Permit to Hawaii Planing Mill, Ltd., Waiakea, South Hilo, Hawaii, TMK: (3) 2-1-06:33.
16. Grant of Perpetual, Non-Exclusive Road and Utility Easement to Parker Ranch, Inc. (PRI); Grant of Perpetual, Non-Exclusive Sewer Transmission Line Easement to Waimea Wastewater Company Inc. (WWCI), Waimea, South Kohala, Hawaii, TMK: (3) 6-7-02:015.
17. Amend Prior Board Action of January 14, 2005, Agenda Item D-28, on the Consent to Assign Grant of Easement Bearing LOD No. 27,709, Lanpar/HTL Associates, Assignor, to Global Resort Partners, Assignee, Anaehoomalu, South Kohala, Hawaii, TMK: (3) 6-9-07:14.
18. Issuance of Construction Right-of-Entry Permit to Chevrontexaco Products Company on Land Encumbered by General Lease No. S-4488, Univeristy of Hawaii, Lessee, Kalihi-Kai, Honolulu, Oahu, TMK: (1) 1-2-25: por.17.
19. Waiver of Restrictions – Land Patent Grant S-13,932 and Quitclaim Deed No. S-20,648, Watanabe Floral, Inc., Lalamilo Farm Lots, Lalamilo, South Kohala, Hawaii, TMK: (3) 6-6-05:02.
20. Amend Prior Board Action of December 12, 2003, Item D-38, Regarding the Holdover of Leases for Various Lessees, Kokee Campsite and Puu Ka Pele Park Lots, Waimea, Kauai, TMK: (4) 1-4-04:47.
21. Consent to Assign General Lease No. S-5024, Peter K. Baldwin, Assignor, to Peter K. Baldwin and Cecilia Williams, Assignee, Waimea, Kauai, TMK: (4) 1-4-03:03.
22. Issuance of Revocable Permit to Larry Jeffs dba Sugarland Farms, Inc. for Agriculture Purposes, Honouliuli, Oahu, TMK: (1) 9-1-18:3, 5 and 9-1-16:8.

E. STATE PARKS

1. Forfeiture of General Lese No. S-5288, Lot B-14, TMK: 5-2-02:08 Ahupuaa O Kahana State Park, Oahu.
2. Approval to enter a grant-in-aid agreement with The Trust for Public Land for land acquisition at Mu'olea Point in Hana, Maui.
3. Approval to enter a grant-in-aid agreement with Hawaii Nature Center for environmental education programs on Maui and Oahu.

F. AQUATIC RESOURCES

1. Request for Approval to Enter into a DLNR/Bishop Museum Contract for Rapid Assessment and Data Management of Marine Alien Species in Hawaii (March 1, 2005 – March 30, 2006).
2. Request for Approval of Marine Protected Area and Marine Managed Area Definitions and Framework, in Concept, and Authorization to Conduct a Public Process to Discuss the Development of a Marine Managed Area Policy.

J. BOATING AND OCEAN RECREATION

1. Authorization to Enter a Memorandum of Agreement with the University of Hawaii Sea Grant Extension Services, for the Clean Vessel Act Education Program.
2. Petition for Amendment to Hawaii Administrative Rules, Title 13, Chapter 256, Subchapter 10, to Establish a Restricted Zone at Honoli'i Bay, South Hilo, Hawaii, Designated as a Swimming, Diving, Fishing, Canoeing, Kayaking and Surfing Area, and Prohibiting the Operation of Commercial Surfboard Instruction Schools or Commercial Surfboard Instruction Activity in this Zone.

K. CONSERVATION AND COASTAL LANDS

1. Conservation District Use Application (CDUA) MA-3204 for the Lahaina Watershed Flood Control Project by the County of Maui, Department of Public Works and Environmental Management at Subject Parcel TMK: (2) 4-7-001:018, Waianukole, Lahaina, Maui and Adjacent Submerged Lands.
2. Enforcement Case MA-05-29 Regarding Unauthorized Renovations to an Existing Single Family Residence (SFR); Unauthorized Renovations to an Existing Structure (Energy Shack); Unauthorized Construction of a Windmill and Solar Array; Unauthorized Construction and Replacement of a Hot Tub and Associated Deck and Solar Panels; Unauthorized Construction of a Yurt; and Unauthorized Construction of a Garden Shed by Robert Gillespie, Subject Parcel TMK: (2) 1-6-004:006, Hana, Maui.
3. Enforcement Case OA-04-11 Regarding Failure to Comply with the Board of Land and Natural Resources Order to Remediate Land Located in the Conservation District and for Continuing to Grub and Grade, and Widen the Top Road without Authorization by O. William and Joyce A. Chandler, Subject Parcel, TMK: (1) 4-4-017:112 and 111, Kaneohe, Oahu.
4. Request for Approval to Pursue a Statewide Comprehensive Board of Land and Natural Resources (BLNR) Coastal Policy.

L. ENGINEERING

1. Certification of Election of Waiakea Soil and Water Conservation District Director.
3. Certification of Appointment and Election of Puna Soil and Water Conservation District Directors.
4. Approval for Award of Construction Contract – Job No. F00NH90A, Conservation Education Facility, Hawaii.
5. Approval for Award of Construction Contract – Job No. J00CF72A, Kaena Point State Park ADA Barrier Removal Kaena, Oahu, Hawaii.

M. OTHER

1. Amendment No. 3 to Lease No. DOT-A-92-0018 Restaurant and Lounge Concession Lease, Host International Inc., Honolulu International Airport.
2. Issuance of Lease to Federal Aviation Administration (FAA) United States of America (USA), Honolulu International Airport.
3. Issuance of Direct Lease – John F. O’Toole Kalaeloa Airport.
4. Five-Year Extension of Cooperative Agreement No. H-89-8 Issued to the United States Department of the Interior at Kawaihae, Kohala, Hawaii.
5. Issuance of Direct Lease – Offshore Flight School, Inc., Honolulu International Airport.
6. Issuance of a Retail Concession Hilo International Airport and Kona International Airport at Keahole.
7. Consent to Assignment of Harbor Lease No. H-85-1, Consent to Mortgage of Harbor Lease No. H-85-1, Consent to Extension of Term on Harbor Lease No. H-85-1, and Consent to Sublease of Harbor Lease No. H-85-1, Situated at Pier 33, Honolulu Harbor, Iwilei, Honolulu, Oahu, TMK: 1st/ 1-5-35:15

ALL MATERIALS LISTED ON THIS AGENDA ARE AVAILABLE FOR REVIEW IN THE DLNR CHAIRPERSON’S OFFICE. ANY INDIVIDUAL REQUIRING SPECIAL ASSISTANCE OR ACCOMMODATIONS IS ASKED TO CONTACT THE CHAIRPERSON’S OFFICE AT (808) --587-0400 AT LEAST THREE DAYS IN ADVANCE OF THE MEETING.